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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MERYL BORDERS-HUMPHREY,

 Plaintiff,

 v.

 PRISON HEALTH SERVICES, INC., and
 DOES 1 through 10,

 Defendants.

Case No. C 07-02516 JSW

**STIPULATION AND ~~[PROPOSED]~~
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE**

Plaintiff, Meryl Borders-Humphrey, and Defendant, Prison Health Services, Inc., through their counsel, jointly stipulate to continuing the case management conference currently scheduled for Friday, July 25, 2008, for the following reasons:

Plaintiff's employment with defendant Prison Health Services, Inc. (PHS) was governed by a collective bargaining agreement. Plaintiff filed a union grievance challenging the termination of her employment. That grievance has now proceeded to arbitration. The arbitration commenced on December 4, 2007, a second session was held on January 17, 2008, and a third and final session on Wednesday, February 6, 2008. The parties submitted post-arbitration briefs and are now awaiting a decision from the assigned arbitrator. Because the resolution of the arbitration could impact the

1 scope and timing of the present proceeding, the parties are not presently in a position to schedule this
2 case for completion of discovery or trial.

3 For these reasons, the parties respectfully request that the July 25 case management
4 conference be continued for approximately 30 days (August or early September 2008) in order to
5 allow an opportunity to receive a ruling from the arbitrator.

7 DATED: July 18, 2008

McDONOUGH HOLLAND & ALLEN PC
Attorneys at Law

9
10 By: /s/ Laura J. Fowler
LAURA J. FOWLER

11 Attorneys for Defendant Prison Health Services,
12 Inc.

13 DATED: July 18, 2008

LAW OFFICES OF MICHAEL C. COHEN

15 By: /s/ Michael C. Cohen
16 MICHAEL C. COHEN

17 Attorneys for Plaintiff Meryl Borders-Humphrey

18 **ORDER**

19 Having read the foregoing Stipulation and good cause appearing therefor,

20 IT IS SO ORDERED that the Case Management Conference is continued to
21 September 5, 2008.

23 DATED: July 21, 2008

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JUDGE OF THE U.S. DISTRICT COURT